

**To:** MikeO Cox/R10/USEPA/US@EPA[]  
**Cc:** "allison.castellan@noaa.gov" [allison.castellan@noaa.gov]; on  
 Waye/DC/USEPA/US@EPA; Jayne Carlin/R10/USEPA/US@EPA[]; ayne Carlin/R10/USEPA/US@EPA[]  
**From:** TROX Randall <TROX.Randall@deq.state.or.us>  
**Sent:** Thur 7/12/2012 9:54:04 PM  
**Subject:** RE: OSDS: Draft Time of Transfer Rule Outline  
[Time of Transfer Evaluation Form2B.pdf](#)  
<http://www.epa.gov/r10earth>  
[Cox.MikeO@EPA.gov](mailto:Cox.MikeO@EPA.gov)  
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[www.Oregon.gov/deq](http://www.Oregon.gov/deq)  
[image001.gif](#)

Hello Mike,

Thanks for taking a look at the draft outline and also looking at the rules currently in place. You are correct, current rules require a time of transfer inspection of alternative treatment technologies (i.e. aerobic systems), and we are maintaining similar rules expanded to require a time of transfer of all septic systems in the designated zone. As far as adding a prohibition of a failing system to the proposed rules, section 130 are 'general standards, prohibitions, and requirements for new and existing systems, so we have legal authority in place to require a repair if a failing system is discovered.

Attached is a draft reporting form we are working on, so you can get an idea of how the information will come to us. Our intent is to have it submitted electronically and problem reports will be flagged. I'm not sure what our staffing will be to address the bad eggs or whether we will route to local agents (some are county-run and some are DEQ-run) for them to follow up.

Randy

From: MikeO Cox [mailto:Cox.MikeO@epamail.epa.gov]  
 Sent: Thursday, July 12, 2012 12:17 PM  
 To: TROX Randall  
 Cc: allison.castellan@noaa.gov; Don Waye; Jayne Carlin  
 Subject: Re: OSDS: Draft Time of Transfer Rule Outline

Randy,

It appears to me that the attached Time of Transfer Outline basically extends the time of transfer evaluation requirement from all alternative on site wastewater disposal systems to standard wastewater disposal systems as well within the proposed geographic boundary.

The Time of Transfer Outline also lays out the process for evaluation of existing on site wastewater disposal systems , mirroring the Oregon Administrative Rules (OAR) (excerpts attached). What I did not see in the Time of Transfer Outline was the prohibition of discharge from a failing on site wastewater system as found in OAR 340-071-0130 (3).

(See attached file: Oregon Administrative Rules Excerpts.docx)

Michael A. Cox  
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Jayne Carlin---07/12/2012 09:58:12 AM---Hi All, See Randy's email and attachment below and let me know whether to hold a conference call to

From: Jayne Carlin/R10/USEPA/US  
To: MikeO Cox/R10/USEPA/US@EPA, Don Waye/DC/USEPA/US@EPA  
Cc: allison.castellan@noaa.gov, TROX.Randall@deq.state.or.us  
Date: 07/12/2012 09:58 AM  
Subject: OSDS: Draft Time of Transfer Rule Outline

Hi All,

See Randy's email and attachment below and let me know whether to hold a conference call to discuss this further, wait to set up call once we receive the proposed geographic boundary or wait to set up call once we receive the draft rules. Please send your comments directly to Randy (email address under cc) with cc to the entire group.

Regards,

Jayne Carlin, OR CZARA 6217 Coordinator  
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US EPA, Region 10  
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[carlin.jayne@epa.gov](mailto:carlin.jayne@epa.gov)

----- Forwarded by Jayne Carlin/R10/USEPA/US on 07/12/2012 10:51 AM -----

From: TROX Randall <[TROX.Randall@deq.state.or.us](mailto:TROX.Randall@deq.state.or.us)>  
To: Jayne Carlin/R10/USEPA/US@EPA,  
Date: 07/12/2012 10:08 AM  
Subject: Time of transfer draft outline

Hello Jayne,

Attached is an outline of our current thinking. I am using the term 'outline' pretty loosely...it's very close to being a section of rules.

I still need to get you (the collective EPA you) the proposed geographic boundary for consideration. Perhaps I will get that out later today, and if not today in the next week or so.

You are probably better able to identify who would be interested in reviewing this.

Randy Trox  
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(See attached file: ToTOutlineDraft.pdf)